

SENATE JOURNAL

Thirty-fourth Legislature—First Called Session.

FIRST DAY.

Senate Chamber,
Austin, Texas,
Thursday, April 29, 1915.

In obedience to the call of His Excellency, Hon. Jas. E. Ferguson, Governor of the State of Texas, convening the Thirty-fourth Legislature in Special Session this, the 29th day of April, 1915, the Senate met in the Senate Chamber of the Capitol in the city of Austin at 10 o'clock a. m. and was called to order by Lieutenant Governor W. P. Hobby.

Temporary Officers.

The Chair announced the appointment of the following temporary officers: Secretary, W. V. Howerton, of Travis county; Journal Clerk, R. M. Gilmore, of Shelby county; Sergeant-at-Arms, M. F. Hornbuckle, of Bosque county; Doorkeeper, E. I. Kellie, of Jasper county; Calendar Clerk, J. C. Stanberry, of Tarrant county.

Roll Call.

The Chair directed the Secretary to call the roll of the Senate. A quorum was present, the following Senators answered to their names:

Present.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Westbrook.
Harris.	Wiley.
Henderson.	

Absent.

Astin.	Hudspeth.
Bailey of Harris.	Morrow.

Nugent.
Parr.

Robbins.
Smith.

Prayer by Rev. Hugh B. Atkins of Austin.

Proclamation By the Governor.

The Chair here directed the reading of the following proclamation by the Governor:

Governor's Office,
Austin, Texas, April 26, 1915.

Whereas, The Thirty-fourth Legislature of the State of Texas in pursuance of a concurrent resolution, theretofore adopted, adjourned the Regular Session of said Thirty-fourth Legislature at noon on March 20, 1915, without making appropriations for the support of the State Government, as provided by the Constitution shall be done.

Now, therefore, the failure of the Legislature to pass such appropriation bill creates an extraordinary occasion, justifying the Governor to convene the Legislature in extra session, and in pursuance of the powers vested in me under the Constitution of the State of Texas, I do hereby call the said Thirty-fourth Legislature to convene in extra session in the State Capitol in the city of Austin, beginning at 10 o'clock a. m. Thursday, on the 29th day of April, 1915, for the following purposes, to-wit:

1. To make appropriations for the support of the State Government and its institutions, and the repair, restoration and erection of necessary public buildings for the fiscal years beginning September 1, 1915, and ending August 31, 1917.

2. The special consideration of the question of change and modification of our insurance laws with respect to the investment of their reserve and the assessment, levy and collection of a tax on the premium receipts from policy holders; same being Articles 4775 to 4786, inclusive, Revised Statutes; the law to be so modified and changed being

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generally known as "The Robertson Insurance Law."

After careful consideration, I have decided to recommend that the present insurance law, with reference to foreign insurance companies, be so changed and modified as to conform to and be in accordance with the bill introduced by Senator Gibson at the last session of your body, and generally known as the "Gibson Bill;" with the exception that the question of taxes, lawfully due and owing to the State by any company now or hereafter doing business in this State, be left to the decision of the courts without prejudice to the rights of the State or such companies.

If our people want to buy insurance, they ought to have the privilege to buy the best. If they want to borrow money, they ought to have the privilege to get the cheapest. I am exceedingly anxious that every member give this legislation his careful consideration, and I trust such legislation upon this question will be passed as will invite, promote and protect the investment of foreign capital in Texas.

3. To consider and act upon such other matters as may be presented by the Governor, pursuant to Section 40 of Article 3 of the Constitution of Texas.

In Testimony Whereof, I hereunto sign my name and affix the Seal of State at Austin, Texas, this the 26th day of April, A. D. 1915.

(Signed) JAS. E. FERGUSON,
(Seal.) Governor of Texas.

By the Governor:

JOHN MCKAY,
Secretary of State.

President Pro Tem.—Election Of.

The Chair announced that the nominations for President Pro Tem. for the ensuing Called Session was in order.

Senator Lattimore placed in nomination for that place, Senator Jas. R. Wiley of Montague county.

The nomination was seconded by Senators Gibson, McNealus, Clark.

There being no other nominations, the Chair declared nominations closed.

Senators Lattimore, Gibson and Harley were appointed as tellers.

Senator Wiley received 22 votes, all the votes cast.

The Chair appointed Senators Townsend, Darwin and Brelsford as a committee to escort Senator Wiley to the President's stand, whereupon Lieutenant Governor Hobby administered the constitutional oath of office to him.

Senator Wiley was introduced to the Senate and made a brief address.

Recess.

On motion of Senator Clark, the Senate, at 10:25 o'clock, recessed until 3 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Hobby.

Committee From House.

Here a committee from the House appeared and notified the Senate that the House was organized and ready for business.

Report of Caucus Committee.

By Senator Brelsford:

A caucus of the members of the Senate met in the office of the Secretary at 11 a. m. Thursday, April 29, 1915.

Senator J. C. McNealus was elected chairman of the caucus and Senator Brelsford secretary.

Upon motion, the following employees were recommended to the Senate to constitute the list of employees for the First Called Session of the Thirty-fourth Legislature:

1. Each Senator is authorized to appoint one stenographer, said employee to be a competent typewriter and stenographer.

2. The Lieutenant Governor is authorized to appoint a private secretary and messenger and also such porters and pages as he thinks advisable.

3. The following are recommended as the officers of the Senate for the ensuing Special Session:

Secretary of the Senate, W. V. Howerton.

Assistant Secretary of the Senate, J. D. McCall.

Sergeant-at-Arms, M. F. Hornbuckle.

Assistant Sergeant-at-Arms, J. A. Kenny.

Journal Clerk, R. M. Gilmore.

Assistant Journal Clerk, T. H. Yarbrough.

Calendar Clerk, J. C. Stanberry.

Engrossing Clerk, F. P. Smith.

Assistant Engrossing Clerk, Miss Ann Howe.

Enrolling Clerk, J. J. Albright.

Assistant Enrolling Clerk, Osborn Conner.

Doorkeeper, Capt. E. I. Kellie.

Assistant Doorkeeper, I. D. Eagan.

Chaplain, Rev. S. H. Morgan.

Postmistress, Mrs. Clyde D. Smith.

Mailing Clerks, Homer Prince, Ghent Sanderford.

Notarial Clerk, Miss Jessie Thurmond.

The caucus respectfully recommends to the Senate the election of the above named list of officers and employees, and the adoption of the committee caucus suggestions with respect to the employment of stenographers, porters and pages; also that each stenographer act as secretary of such committee as the Senator so appointing may be chairman of.

The committee also recommends that all employees be paid \$5.00 per day, with the exception of pages and porters, who shall be paid \$2.00 per day.

M'NEALUS,

Chairman of the Caucus.

BRELSFORD,

Secretary of the Caucus.

The above was read, and

Senator Bee moved that the report be amended so as to read "that all employees of the Senate receive the same salary received during the Regular Session of the Thirty-fourth Legislature.

The amendment was adopted.

The report was then adopted.

Election of Officers.

Senator Clark moved that the Secretary of the Senate be instructed to cast the ballot of the entire Senate for all the elective officers named in the above report.

The motion was adopted, and the officers were declared elected.

Oath of Office Administered to Officers.

Here the following officers appeared en masse before the bar of

the Senate and were administered the oath of office by Lieutenant Governor Hobby: W. V. Howerton, Secretary; J. D. McCall, Assistant Secretary; M. F. Hornbuckle, Sergeant-at-Arms; J. A. Kenny, Assistant Sergeant-at-Arms; R. M. Gilmore, Journal Clerk; T. H. Yarbrough, Assistant Journal Clerk; J. C. Stanberry, Calendar Clerk; F. P. Smith, Engrossing Clerk; Miss Ann Howe, Assistant Engrossing Clerk; J. J. Albright, Enrolling Clerk; Osborn Conner, Assistant Enrolling Clerk; E. I. Kellie, Doorkeeper, and I. D. Eagan, Assistant Doorkeeper.

Notification Committee.

Senator McNealus moved that the Chair appoint two committees of three members each to notify the Governor and House that the Senate was organized and ready for the transaction of business.

The motion was adopted.

The Chair appointed the following members as the committees provided for:

To notify the Governor: Senators Harris, Page, and Hall.

To notify the House: Senators Lattimore, McNealus, and Townsend.

Each of the above committees proceeded at once to the performance of their duties, and made report.

Bills and Resolutions.

By Senator Cowell:

S. B. No. 1, A bill to be entitled "An Act making appropriations to pay the per diem and mileage of members and per diem of officers and employees of the First Called Session of the Thirty-fourth Legislature of the State of Texas, convened on the 29th day of April, 1915, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency."

Read first time, and referred to Committee on Finance.

By Senator Cowell:

S. B. No. 2, A bill to be entitled "An Act making appropriations of the sum of sixteen thousand dollars, or so much thereof as may be necessary, to pay the contingent expenses of the First Called Session of the Thirty-fourth Legislature of the State of Texas, convened April 29,

1915, by the proclamation of the Governor, providing how accounts may be approved, and declaring an emergency."

Read first time, and referred to Committee on Finance.

By Senator Cowell:

S. B. No. 3, A bill to be entitled "An Act making appropriations to pay salaries of judges, and for the support of the judicial department of the State Government for two years, beginning September 1, 1915, and ending August 31, 1917, and declaring an emergency."

Read first time, and referred to Committee on Finance.

By Senator Cowell:

S. B. No. 4, A bill to be entitled "An Act making appropriations for the support of the State Government for two years, beginning September 1, 1915, and ending August 31, 1917, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

Read first time, and referred to Committee on Finance.

By Senator Cowell:

S. B. No. 5, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain eleemosynary institutions of the State, and other expenses of maintaining and conducting them, as follows, to wit: State Orphans' Home, Confederate Home, Confederate Woman's Home, Blind Institute, Deaf and Dumb Institute, Epileptic Colony, Deaf, Dumb and Blind Institute for Colored Youths, State Institution for the Training of Juveniles, Tuberculosis Sanitarium at Carlsbad, State Lunatic Asylum, Southwestern Lunatic Asylum, and North Texas Hospital for the Insane; State Training School for Girls, and Walter Colquitt Memorial Hospital, and declaring an emergency."

Read first time, and referred to Committee on Finance.

Appointments by Lieutenant Governor.

Pages—Arthur Lebovitz, Clinton Hopkins, William Atkinson, Pat McDaniels, Valta Layne, A. W. Kennard, Stewart Francis, Carl Reese, Wendell Dove.

Private Secretary to Lieutenant Governor Hobby—C. S. Knobelsdorf, of Travis county.

Special Messenger to Lieutenant Governor—J. S. Crawford.

Porters—Ellis Monroe, Irwin Hatcher, Horace Nichols, Green Mendarvis, Andrew Murphy, Buck Green.

Governor's Message.

The following message was received from the Governor:

Governor's Office,
Austin, Tex., April 29, 1915.

For reasons set forth in an official proclamation, you have been respectfully reconvened in special session, and I trust that your rest from the arduous labor of the regular session has been such as to bring you back with renewed hope and ambition to continue your deliberations.

I again invite your earnest co-operation, and indulge the hope that harmony and good will will, as usual, pervade your councils, thereby enabling us all to think right and do right. I tender you my best wishes, and I shall as usual endeavor to assist you in the great work before you.

You have been especially reconvened to consider the question of the appropriation of the public money for the support of the government. I am sure that you will practice and be guided by that wise principle of economy that will receive the approval of the people. However, wise economy does not in any sense mean niggardly economy. While the total of the appropriation bill should be kept within reasonable bounds, yet the great question should be, not how much we have spent, but in reality we should concern ourselves as to how the money was spent. We need not fear criticism should the total amount be large, if we are able to look the world in the face and defend every dollar we have spent.

The proclamation for the special session submits for your consideration the question of change and modification of our insurance laws in respect to the investment of the reserve, as well as the assessment, levy and collection of a tax on the premium receipts from the policyholders. Your knowledge of this ques-

tion calls to your mind at once that this is a question largely of not whether the Robertson law shall be abolished, but whether it should be modified along the lines proposed in what is known as the Gibson bill. In my opinion recent developments have shown conclusively that we must cultivate every connection and source which might bring more capital into the state. It will be urged that the insurance companies will take out as much money as they will bring in. I do not think such will be the case, but if it is it will equalize the distribution of capital in a way that will make untold benefits to the great mass of the people. If the people in the cities and towns want to buy insurance, then let them do so, but let the money be loaned to the people in the country at a reasonable rate to pay for homes and develop the uncultivated area of the state.

You have heard much about the collection of the back taxes, which the retiring companies owe the state of Texas. The companies claim they do not owe the taxes and have signified their willingness if the other provisions of the Gibson bill are enacted, to come back and have that question determined by the Texas courts. For seven long years the state has made no effort to collect these taxes, if they are due. No criticism is to be indulged for failure to attempt to collect the taxes. The case would probably have had to have been brought in the Federal court.

It now develops that the state for the first time has an opportunity to have determined by its own judiciary whether they have a claim for taxes or not. And let it now be remembered that the man who now stands in the way of the passage of this law is now the man who wants to remit these taxes, if they are due, and he should stand ready and willing to take his medicine which thirty days ago he was wanting to ram down somebody else.

I hope that you will make such progress that I will be able to submit some other important questions for your deliberations.

Each and every member of your body is again cordially, respectfully and earnestly invited to feel free to come to the governor's office for any

purpose—legal, political and personal.

Respectfully submitted,
JAMES E. FERGUSON,
Governor of Texas.

Sample Resolution No. 1.

By Senator McNealus:

Resolved, That the Lieutenant Governor and each Senator be permitted to subscribe for six daily newspapers published in Texas, during the current Session, and that the same be paid for out of the contingent expense fund of the Senate, at the regular rate of subscription of said newspapers.

The resolution was read and adopted.

Senate Bill No. 1.

Senator Cowell called up S. B. No. 1, and moved that the Senate rule requiring committee reports to lie over for one day be suspended, for the purpose of considering the bill. (See Appendix for committee reports.)

The motion was adopted.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 1 put on its second reading by the following vote:

Yeas—23.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Westbrook.
Harris.	Wiley.
Henderson.	

Absent.

Astin.	Nugent.
Bailey of Harris.	Parr.
Hudspeth.	Robbins.
Morrow.	Smith.

The Chair laid before the Senate, on second reading,

S. B. No. 1, A bill making appropriation for mileage and per diem of the First Called Session of the Thirty-fourth Legislature.

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 1 put on its third reading and final passage by the following vote:

Yeas—23.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Westbrook.
Harris.	Wiley.
Henderson.	

Absent.

Astin.	Nugent.
Bailey of Harris.	Parr.
Hudspeth.	Robbins.
Morrow.	Smith.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—22.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.

Absent.

Astin.	Nugent.
Bailey of Harris.	Parr.
Gibson.	Robbins.
Hudspeth.	Smith.
Morrow.	

Senator Cowell moved to reconsider the vote by which S. B. No. 1 was passed, and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 2.

Senator Cowell called up S. B. No. 2, and moved that the Senate rule requesting committee reports to

lie over for one day be suspended, for the purpose of considering this bill. (See Appendix for committee report.)

The motion was adopted.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 2 put on its second reading by the following vote:

Yeas—22.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.

Absent.

Astin.	Nugent.
Bailey of Harris.	Parr.
Gibson.	Robbins.
Hudspeth.	Smith.
Morrow.	

The Chair laid before the Senate, on second reading,

S. B. No. 2, being a bill to make appropriations for contingent expenses for the First Called Session of the Thirty-fourth Legislature.

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 2 put on its third reading and final passage by the following vote:

Yeas—22.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.

Absent.

Astin.	Gibson.
Bailey of Harris.	Hudspeth.

Morrow.
Nugent.
Parr.

Robbins.
Smith.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—22.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.

Absent.

Astin.	Nugent.
Bailey of Harris.	Parr.
Gibson.	Robbins.
Hudspeth.	Smith.
Morrow.	

Senator Cowell moved to reconsider the vote by which S. B. No. 2 was passed, and table the motion to reconsider.

The motion to table prevailed.

Appointment of Stenographers.

The following stenographers have been appointed by the Senators recommending them:

Miss Theodora Bell, Mrs. M. Morrison, Miss Elsie Farenthold, John C. Bennett, Matt Wilson, K. D. Smith, Miss Tynes Ragsdale, Mrs. N. Shannon, Mrs. Lewenberger, Miss Violet Wagner, Miss Jessie Moreland, Miss Lila Fuller, Philip Sanders, Miss Margaret Ross, Leon Friedlander, Miss Cassie Millhouse, Miss Mary Thompson, Miss Jennie Brin, Miss Ada Bell, Miss Hilda McGlen-don, P. H. Davis, Miss Allye Smith, Austin McKinney, Miss Monette Smith.

Simple Resolution No. 2.

By Senator Clark:

Whereas, The Calendar Clerk, J. C. Stanberry, has important duties to perform, and at times there is more than one man can attend to properly at the Calendar Clerk's office; therefore, be it

Resolved by the Senate, That J. C. Son be elected as Assistant Calendar Clerk for the First Called Session of the Thirty-fourth Legislature.

Senator Brelsford offered the following substitute:

Resolved, That J. C. Son be elected Second Assistant Sergeant-at-Arms, and that Miss Nellie Lowday be elected Assistant Calendar Clerk.

Senator Darwin moved to refer the resolution and substitute to Committee on Rules.

Senator Brelsford moved to table the motion to refer, which motion to table was adopted by the following vote:

Yeas—13.

Bailey of DeWitt.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Cowell.	Page.
Harley.	Townsend.
Harris.	

Nays—8.

Conner.	Parr.
Darwin.	Suiter.
Henderson.	Westbrook.
King.	Wiley.

Absent.

Astin.	Johnson.
Bailey of Harris.	Morrow.
Gibson.	Nugent.
Hall.	Robbins.
Hudspeth.	Smith.

Senator Henderson offered the following amendment to the substitute:

Amend, by adding the name of Hershel O'Neal as Assistant Notarial Clerk.

Senator Lattimore moved to table the amendment, which motion to table was lost by the following vote:

Yeas—5.

Bailey of DeWitt.	Lattimore.
Clark.	Townsend.
Harris.	

Nays—17.

Bee.	King.
Brelsford.	McGregor.
Conner.	McNealus.
Cowell.	Page.
Darwin.	Parr.
Hall.	Suiter.
Harley.	Westbrook.
Henderson.	Wiley.
Johnson.	

Absent.

Astin.	Morrow.
Bailey of Harris.	Nugent.
Gibson.	Robbins.
Hudspeth.	Smith.
McCollum.	

The amendment was then adopted.

Senator King offered the following amendment:

Amend the resolution, by adding the name of J. F. Gilbert as a utility clerk.

Senator Lattimore moved to table the amendment, which motion to table was lost by the following vote:

Yeas—3.

Harris.	Townsend.
Lattimore.	

Nays—19.

Bailey of DeWitt.	Johnson.
Bee.	King.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Page.
Cowell.	Parr.
Darwin.	Suiter.
Hall.	Westbrook.
Harley.	Wiley.
Henderson.	

Absent.

Astin.	Morrow.
Bailey of Harris.	Nugent.
Gibson.	Robbins.
Hudspeth.	Smith.
McCollum.	

The amendment was adopted.

Senator Page offered the following amendment:

Amend the resolution, by adding the names of Miss Annie Donelly and Mrs. Bertha Harper as utility stenographers.

Page, Bee, Parr, Darwin, Henderson, McCollum.

Senator Lattimore moved to table the amendment, which motion to table was lost by the following vote:

Yeas—6.

Harris.	Suiter.
Lattimore.	Townsend.
McCollum.	Wiley.

Nays—15.

Bee.	Conner.
Brelsford.	Cowell.
Clark.	Darwin.

Hall.	McNealus.
Henderson.	Page.
Johnson.	Parr.
King.	Westbrook.
McGregor.	

Present—Not Voting.

Bailey of DeWitt.

Absent.

Astin.	Morrow.
Bailey of Harris.	Nugent.
Gibson.	Robbins.
Harley.	Smith.
Hudspeth.	

The amendment was adopted.

Action then recurred on the resolution, as amended, and

Senator Lattimore moved to refer the resolution, as amended, to the Committee on Rules.

Senator Brelsford moved to table the motion to refer, and on that motion moved the previous question on the motion to table and the resolution, which motion was duly seconded.

The previous question was ordered by the following vote:

Yeas—18.

Bailey of DeWitt.	Henderson.
Bee.	King.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	McNealus.
Cowell.	Page.
Darwin.	Parr.
Hall.	Townsend.
Harley.	Wiley.

Nays—6.

Gibson.	Lattimore.
Harris.	Suiter.
Johnson.	Westbrook.

Absent.

Astin.	Nugent.
Bailey of Harris.	Robbins.
Hudspeth.	Smith.
Morrow.	

Action recurred on the motion to table the motion to refer the resolution to the Committee on Rules, which motion to table was adopted by the following vote:

Yeas—14.

Bailey of DeWitt.	Clark.
Bee.	Conner.
Brelsford.	Cowell.

Hall.	King.
Harley.	McNealus.
Harris.	Page.
Henderson.	Parr.

Nays—8.

Darwin.	McCollum.
Gibson.	Townsend.
Johnson.	Westbrook.
Lattimore.	Wiley.

Absent.

Astin.	Nugent.
Bailey of Harris.	Robbins.
Hudspeth.	Smith.
Morrow.	

Pairs Recorded.

Senator Suiter (present), who would vote "nay," Senator McGregor (absent), who would vote "yea."

Action recurred on the resolution, as amended, and the same was lost by the following vote:

Yeas—9.

Bailey of DeWitt.	King.
Bee.	McNealus.
Clark.	Page.
Hall.	Parr.
Harley.	

Nays—13.

Brelsford.	Johnson.
Conner.	Lattimore.
Cowell.	McCollum.
Darwin.	Townsend.
Gibson.	Westbrook.
Harris.	Wiley.
Henderson.	

Absent.

Astin.	Nugent.
Bailey of Harris.	Robbins.
Hudspeth.	Smith.
Morrow.	

Pairs Recorded.

Senator Suiter (present), who would vote "nay;" Senator McGregor (absent), who would vote "yea."

Senator Brelsford moved to reconsider the vote by which the resolution was lost, and spread the motion to reconsider on the Journal.

Senator Lattimore moved, as a substitute, to reconsider the vote by which the resolution was lost, and to table the motion to reconsider.

Adjournment.

On motion of Senator Clark, the Senate, at 4:55 o'clock, p. m., adjourned until 2 o'clock tomorrow afternoon.

APPENDIX.

Committee Reports.

(Floor Report.)

Senate Chamber,
Austin, Texas, April 29, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 2, A bill to be entitled "An Act making appropriations of the sum of sixteen thousand dollars, or as much thereof as may be necessary, to pay the contingent expenses of the First Called Session of the Thirty-fourth Legislature of the State of Texas, convened April 29, 1915, by the proclamation of the Governor, providing how accounts may be approved, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Cowell, chairman; Johnson, King, Clark, Bee, Brelsford, Wiley, Townsend.

(Floor Report.)

Senate Chamber,
Austin, Texas, April 29, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 1, A bill to be entitled "An Act making appropriations to pay the per diem and mileage of members and per diem of officers and employees of the First Called Session of the Thirty-fourth Legislature of the State of Texas, convened on the 29th day of April, 1915, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate, with the

recommendation that it do pass, and be not printed.

Cowell, chairman; Johnson, King, Bee, Clark, Brelsford, Wiley, Townsend.

Committee Room,
Austin, Texas, April 29, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have carefully compared Senate Bill No. 1, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, April 29, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have carefully compared Senate Bill No. 2, and find the same correctly engrossed.

WESTBROOK, Chairman.

SECOND DAY.

Senate Chamber,
Austin, Texas,
Friday, April 30, 1915.

The Senate met at 2 o'clock p. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names:

Bailey of DeWitt.	King.
Bee.	Latimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	McNealus.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Westbrook.
Hudspeth.	Wiley.
Johnson.	

Absent.

Astin.	Morrow.
Bailey of Harris.	Nugent.
Harley.	Robbins.

Prayer by the Chaplain, Rev. S. H. Morgan.

Pending the reading of the Jour-

nal of yesterday, the same was dispensed with on motion of Senator Clark.

Simple Resolution No. 8.

By Senator Hudspeth:

Be it resolved that each Senator be allowed the sum of \$20.00, or so much thereof as he may actually expend in answering telegrams concerning legislative matters; said sum to be paid out of the contingent expense fund of the Senate and said sum available only during the First Called Session of the Thirty-fourth Legislature."

The resolution was read and, Senator Clark offered the following amendment:

Amend the resolution by adding "telephones."

Senator Townsend made the following motion in writing:

"I move that the resolution and amendment be referred to the Committee on Contingent Expenses."

The motion was read and adopted.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, April 30, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate Bill No. 1, A bill to be entitled "An Act making appropriations to pay the per diem and mileage of members and per diem of officers and employes of the First Called Session of the Thirty-fourth Legislature of the State of Texas, convened on the 29th day of April, 1915, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency."

Senate Bill No. 2, A bill to be entitled "An Act making appropriations of the sum of sixteen thousand dollars, or so much thereof as may be necessary, to pay the contingent expenses of the First Called Session of the Thirty-fourth Legislature, convened April 29th, 1915, by the proclamation of the Governor, providing how accounts may be approved, and declaring an emergency."

Respectfully,

W. R. LONG,
Chief Clerk, House of Representatives.